

REMARKS/ARGUMENTS

This Preliminary Amendment is being filed in response to the BPAI decision of August 7, 2009. Reconsideration and allowance of the application in view of the amendments made above and the remarks to follow are respectfully requested.

In the Final Office Action dated June 22, 2006 claims 1-20 were pending in the Application. Claims 1, 7, and 12 are independent claims. By means of the present amendment, the claims are amended to clarify their recitations.

In the Final Office Action, claims 1-20 are rejected under 35 U.S.C. §103(a) over U.S. Patent No. 6,182,116 to Namma ("Namma") in view of U.S. Patent No. 6,281,790 to Kimmel ("Kimmel"). It is respectfully submitted that claims 1-20 are allowable over Namma in view of Kimmel for at least the following reasons.

In Figure 9, Namma shows a virtual server apparatus 91 for enabling receipt and handling of streams of video data from servers 92 and 93. The video data is transferred to a browser 94 for display. As illustrated in Figure 9, the virtual server apparatus 91 is a separate unique device that is different from the servers 92 and 93 in that it cannot perform the functions of the servers 92 and 93, such as filming or playing back video and transferring

video data, and vice versa. While the virtual server apparatus 91 does have a data acquisition section 14, clearly, the virtual server apparatus 91 does not produce image data without receiving it from one of the servers 92, 93 (see, Namma, FIG. 9, dashed lines between each of servers 92, 93 and the virtual server apparatus 91).

It is respectfully submitted that the system of claim 1 is not anticipated or made obvious by the teachings of Namma in view of Kimmel. For example, Namma in view of Kimmel does not teach, disclose or suggest, a system that amongst other patentable elements, comprises (illustrative emphasis added) "a master control device of the plurality of devices, the master control device comprising an embedded web server, a peer interface module, and host software; one or more linked devices of the plurality of devices that are controlled by said embedded web server of said master control device, said linked devices each comprising a peer interface module that communicates in a peer to peer manner with the peer interface module of said master control device for being controlled by said embedded web server; and a device for operating a web browser for communicating with said embedded web server on said master control device in order to access said plurality of

devices, wherein said web browser controls each of said plurality of devices indirectly through said embedded web server on said master control device and receives data directly from each of said plurality of devices that have been selected to provide data, wherein each one of said plurality of devices is controllable to provide given data to said web browser that is acquired by the each one of said plurality of devices without receiving the given data from another one of said plurality of devices" as recited in claim 1, and as similarly recited in each of claims 7 and 12.

Clearly in Namma, the virtual server apparatus 91 is a different device from the servers 92, 93 and is not controllable to provide data independently from the servers 92, 93.

Kimmel is introduced for allegedly showing connection of devices to a network other than the Internet, this, however, does nothing to cure the deficiencies in Namma.

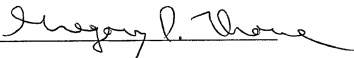
Based on the foregoing, the Applicant respectfully submits that independent claims 1, 7 and 12 are patentable over Namma in view of Kimmel and notice to this effect is earnestly solicited. Claims 2-6, 8-11, and 13-20 respectively depend from one of claims 1, 7, and 12 and accordingly are allowable for at least this reason as well as for the separately patentable elements contained in each

of the claims. Accordingly, separate consideration of each of the dependent claims is respectfully requested.

In addition, Applicant denies any statement, position or averment of the Examiner that is not specifically addressed by the foregoing argument and response. Any rejections and/or points of argument not addressed would appear to be moot in view of the presented remarks. However, the Applicant reserves the right to submit further arguments in support of the above stated position, should that become necessary. No arguments are waived and none of the Examiner's statements are conceded.

Applicant has made a diligent and sincere effort to place this application in condition for immediate allowance and notice to this effect is earnestly solicited.

Respectfully submitted,

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